

RCE/1745  
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8.11.21  
Customized PTO/SB/30

<b>Request for Continued Examination (RCE) Transmittal</b> (under 35 USC 132(b))	Serial No.	09/068,592
	Filing Date	May 14, 1998
	1 <sup>st</sup> Inventor	MORITA et al.
	Art Unit	1745
	Examiner	Dove
	Docket No.	P05934US0/BAS

This is a Request for Continued Examination under 37 CFR § 1.114 of the above-identified application.

Note: RCE is available for utility applns. filed on or after June 5, 1995. For applns. filed prior to May 29, 2000, consideration of a CPA (under § 1.53(d)) should be considered to obtain benefit of patent term adjustments.

**Submission required under 37 CFR § 1.114**

- ..... Previously submitted
- ..... Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on
- ..... Consider the arguments in the Appeal or Reply Brief previously filed on
- ..... Other:
- ☒ Enclosed
- ..... ☒ Preliminary Amendment/Reply
- ..... Affidavit(s)/Declaration(s)
- ..... Information Disclosure Citation
- ..... ☒ Other: 1 Photograph Drawing

08/05/2002 TGEDAMU1 00000048 09068592

01 FC:179  
02 FC:102740.00 OP  
168.00 OP**RECEIVED**  
AUG 07 2002  
TC 1700**Miscellaneous**

- ..... **Suspension of action** on the above-identified application is requested under 37 CFR § 1.103(c) for a period of \* months (*not more than 3 months, § 1.17(i) fee required*)
- ..... Other:

**FEE:** calculated below (after reduction for an amendment if noted above).

	NOW	Basic/Previous Number	Present Extra	Rate	\$
..... TOTAL CLAIMS	18	- 20	0	X \$ 18 =	
..... INDEP. CLAIMS	5	- 3	2	X \$ 84 =	168
<input checked="" type="checkbox"/> RCE fee required under 37 CFR § 1.17(e)				\$ 740 =	740
TOTAL OF ABOVE CALCULATIONS =					908
..... Reduction by ½ for small entity status of applicant				-	
SUBTOTAL =					908
<input checked="" type="checkbox"/> Fee for extension of time in parent application				+ \$ =	920
..... Other fee for				+ \$ =	
TOTAL OF ALL FEES =					<b>\$1,828.00</b>

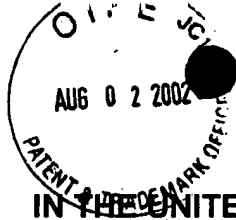
- ☒ A check in the amount of **\$ 1,828.00** is enclosed. If no check or an insufficient check is enclosed and a fee is due in connection herewith, the Commissioner is authorized to charge any fee or additional fee due in connection herewith to Deposit Account No. 12-0555.
- ☒ In the event that a petition for extension of time is required to be submitted but it is not filed herewith, applicant hereby petitions under 37 CFR § 1.136(a) for an extension of time of as many months as are required to render this submission timely. The Commissioner is authorized to charge any fee or additional fee due in connection herewith to Deposit Account No. 12-0555.

Date: 2 August 2002

By: B. Aaron Schulman

Registration No.: 31,877

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent

In re patent application of: MORITA, et al

Serial No.: 09/068,592

Examiner: Dove, Tracy Mae

Filed: May 14, 1998

Art Unit: 1745

For: CATHODE MATERIAL FOR LITHIUM SECONDARY BATTERY, PROCESS FOR MANUFACTURING THE SAME, AND SECONDARY BATTERY USING THE SAME

Docket #: P05934US0/BAS

PRELIMINARY AMENDMENT

Commissioner for Patents  
Washington, D.C.

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S I R:

In response to the Final Office Action mailed February 11, 2002, please amend the above identified application as follows.

IN THE CLAIMS

It will be noted that claim 1 has been amended relative to the previously provided version as shown by the marked up version thereof in **Attachment A** provided herewith. It will further be noted that new claims 44-46 have been added. A clean version of all pending claims is provided herewith in **Attachment B**.

REMARKS

Claims 1, 3-5, 7, 9-12, 23, 27, 38, 39 and 41-46 stand pending in the present application. Applicants are filing herewith an RCE, and by this Amendment, Applicants have amended claims 1 and 41-43; and added new claims 44-46. Applicants respectfully submit that the present application is now in condition for allowance based on the discussion which follows.